

## **EXHIBIT 1**

**Int. Cl.: 28**

**Prior U.S. Cls.: 22, 23, 38 and 50**

**Reg. No. 2,785,361**

**United States Patent and Trademark Office**

**Registered Nov. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**WIZKIDS**

WIZKIDS, LLC (DELAWARE LTD LIAB CO)  
11040 MAIN ST. SUITE 100  
BELLEVUE, WA 98004

GAMES AND GAME PIECES AND ACCESSORIES  
THEREFOR, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND  
50).

FOR: GAME EQUIPMENT, NAMELY, MINIA-  
TURE TOY FIGURINES AND ROLE PLAYING  
EQUIPMENT IN THE NATURE OF GAME BOOK  
MANUALS; COLLECTIBLE TOY FIGURINES FOR  
ROLE PLAYING GAMES; AND ROLE PLAYING

FIRST USE 11-1-2000; IN COMMERCE 11-1-2000.

SER. NO. 76-223,153, FILED 3-12-2001.

DAVID C. REIHNER, EXAMINING ATTORNEY

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**Mark:** WIZKIDS

**WIZKIDS**

**US Serial Number:** 76223153

**Application Filing Date:** Mar. 12, 2001

**US Registration Number:** 2785361

**Registration Date:** Nov. 25, 2003

**Register:** Principal

**Mark Type:** Trademark

**TM5 Common Status Descriptor:**



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

**Status:** The registration has been renewed.

**Status Date:** Sep. 17, 2013

**Publication Date:** Sep. 02, 2003

## Mark Information

**Mark Literal Elements:** WIZKIDS

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Related Properties Information

**International Registration Number:** 1116369

**International Application(s) /Registration(s) Based on this Property:** A0029271/1116369

## Goods and Services

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** game equipment, namely, miniature toy figurines and role playing equipment in the nature of game book manuals; collectible toy figurines for role playing games; and role playing games and game pieces and accessories therefor

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Nov. 01, 2000

**Use in Commerce:** Nov. 01, 2000

## Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

### Current Owner(s) Information

**Owner Name:** WIZKIDS/NECA, LLC

**Owner Address:** 603 Sweetland Avenue  
Hillside, NEW JERSEY UNITED STATES 07205

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country:** NEW JERSEY  
**Where Organized:**

### Attorney/Correspondence Information

<b>Attorney Name:</b> Michael R. Friscia		<b>Attorney of Record</b>
<b>Attorney Primary Email Address:</b> <a href="mailto:mfriscia@mccarter.com">mfriscia@mccarter.com</a>		<b>Docket Number:</b> 96699-00021
		<b>Attorney Email Authorized:</b> Yes
<b>Correspondent</b>		
<b>Correspondent Name/Address:</b> Michael R. Friscia McCarter & English, LLP 100 Mulberry Street Four Gateway Center Newark, NEW JERSEY UNITED STATES 07102		
<b>Phone:</b> 973-848-8308	<b>Fax:</b> 973-297-6627	
<b>Correspondent e-mail:</b> <a href="mailto:mfriscia@mccarter.com">mfriscia@mccarter.com</a>	<b>Correspondent e-mail Authorized:</b> Yes	

**Domestic Representative - Not Found**

### Prosecution History

Date	Description	Proceeding Number
Aug. 19, 2015	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Sep. 17, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 17, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76533
Sep. 17, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76533
Sep. 16, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	76533
Sep. 16, 2013	TEAS SECTION 8 & 9 RECEIVED	
Sep. 17, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Aug. 21, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76533
Aug. 03, 2009	ASSIGNED TO PARALEGAL	76533
Jul. 30, 2009	TEAS SECTION 8 & 15 RECEIVED	
Mar. 24, 2008	CASE FILE IN TICRS	
Nov. 16, 2007	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jul. 20, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 11, 2007	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Nov. 25, 2003	REGISTERED-PRINCIPAL REGISTER	
Sep. 02, 2003	PUBLISHED FOR OPPOSITION	
Aug. 13, 2003	NOTICE OF PUBLICATION	
Jul. 07, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 01, 2003	EXAMINERS AMENDMENT MAILED	
Jun. 12, 2003	NON-FINAL ACTION MAILED	
Dec. 17, 2002	ASSIGNED TO EXAMINER	61272
Dec. 16, 2002	ASSIGNED TO EXAMINER	61272
Oct. 18, 2002	ASSIGNED TO EXAMINER	61272
Jun. 26, 2002	LETTER OF SUSPENSION MAILED	

Feb. 28, 2002 CORRESPONDENCE RECEIVED IN LAW OFFICE  
 Aug. 28, 2001 NON-FINAL ACTION MAILED  
 Jul. 20, 2001 ASSIGNED TO EXAMINER

78048

## Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Nov. 25, 2013

## TM Staff and Location Information

TM Staff Information - None

File Location

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Sep. 17, 2013

## Assignment Abstract Of Title Information

### Summary

**Total Assignments:** 7

**Registrant:** Wizkids, LLC

### Assignment 1 of 7

**Conveyance:** CHANGE OF NAME

**Reel/Frame:** 3518/0408

**Pages:** 4

**Date Recorded:** Apr. 09, 2007

**Supporting Documents:** assignment-tm-3518-0408.pdf

### Assignor

**Name:** WIZKIDS, LLC

**Execution Date:** Feb. 18, 2004

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

### Assignee

**Name:** WIZKIDS, INC.

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

**Address:** 2002 156TH AVE. NE  
BELLEVUE, WASHINGTON 98007

### Correspondent

**Correspondent Name:** CATHERINE E. MAXSON

**Correspondent Address:** DAVIS WRIGHT TREMAINE LLP  
1501 FOURTH AVENUE, SUITE 2600  
SEATTLE, WA 98101

Domestic Representative - Not Found

### Assignment 2 of 7

**Conveyance:** TRADEMARK SECURITY AGREEMENT

**Reel/Frame:** 3657/0319

**Pages:** 17

**Date Recorded:** Nov. 08, 2007

**Supporting Documents:** assignment-tm-3657-0319.pdf

### Assignor

**Name:** THE TOPPS COMPANY, INC.

**Execution Date:** Oct. 12, 2007

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

**Name:** WIZKIDS, INC.

**Execution Date:** Oct. 12, 2007

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

## Where Organized:

## Assignee

Name: DEUTSCHE BANK TRUST COMPANY AMERICAS, AS ADMINISTRATIVE AGENT

Legal Entity Type: CORPORATION

State or Country No Place Where Organized Found  
Where Organized:Address: 60 WALL STREET  
NEW YORK, NEW YORK 10005

## Correspondent

Correspondent CORPORATION SERVICE COMPANY  
Name:Correspondent 1133 AVENUE OF THE AMERICAS  
Address: SUITE 3100  
NEW YORK, NY 10036

## Domestic Representative - Not Found

## Assignment 3 of 7

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: 4057/0409

Pages: 12

Date Recorded: Sep. 04, 2009

Supporting assignment-tm-4057-0409.pdf  
Documents:

## Assignor

Name: DEUTSCHE BANK TRUST COMPANY  
AMERICAS, AS ADMINISTRATIVE AGENT

Execution Date: Sep. 04, 2009

Legal Entity Type: CORPORATION (NEW YORK STATE  
CHARTERED BANK)State or Country NEW YORK  
Where Organized:

## Assignee

Name: WIZKIDS, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:Address: 2002 156TH AVE. NE, 3RD FLOOR  
BELLEVUE, WASHINGTON 98007

## Correspondent

Correspondent JASON R. SERLENGA  
Name:Correspondent ROPES & GRAY LLP  
Address: ONE INTERNATIONAL PLACE  
BOSTON, MA 02110-2624

## Domestic Representative - Not Found

## Assignment 4 of 7

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 4060/0881

Pages: 15

Date Recorded: Sep. 14, 2009

Supporting assignment-tm-4060-0881.pdf  
Documents:

## Assignor

Name: WIZKIDS, INC.

Execution Date: Sep. 04, 2009

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

## Assignee

Name: WIZKIDS/NECA, LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NEW JERSEY  
Where Organized:Address: 603 SWEETLAND AVENUE  
HILLSIDE, NEW JERSEY 07205

## Correspondent

Correspondent MCCARTER & ENGLISH - SANJIV CHOKSHI  
Name:

**Correspondent** 100 MULBERRY STREET  
**Address:** FOUR GATEWAY CENTER  
 NEWARK, NJ 07102

**Domestic Representative - Not Found**

**Assignment 5 of 7**

**Conveyance:** SECURITY INTEREST

**Reel/Frame:** 5261/0344

**Pages:** 30

**Date Recorded:** Apr. 15, 2014

**Supporting Documents:** [assignment-tm-5261-0344.pdf](#)

**Assignor**

**Name:** NATIONAL ENTERTAINMENT COLLECTIBLES ASSOCIATION, INC.

**Execution Date:** Apr. 15, 2014

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** NEW JERSEY

**Name:** WIZKIDS/NECA, LLC

**Execution Date:** Apr. 15, 2014

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** NEW JERSEY

**Name:** MGIP, LLC

**Execution Date:** Apr. 15, 2014

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** NEW JERSEY

**Assignee**

**Name:** SUNTRUST BANK

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** GEORGIA

**Address:** 303 PEACHTREE STREET, N.E.  
 ATLANTA, GEORGIA 30308

**Correspondent**

**Correspondent Name:** LASHANA C. JIMMAR, PARALEGAL

**Correspondent Address:** GREENBERG TRAURIG, LLP  
 3333 PIEDMONT ROAD, NE, SUITE 2500  
 ATLANTA, GA 30305

**Domestic Representative - Not Found**

**Assignment 6 of 7**

**Conveyance:** RELEASE OF SECURITY INTEREST

**Reel/Frame:** 5594/0634

**Pages:** 30

**Date Recorded:** Aug. 06, 2015

**Supporting Documents:** [assignment-tm-5594-0634.pdf](#)

**Assignor**

**Name:** SUNTRUST BANK

**Execution Date:** Aug. 03, 2015

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** GEORGIA

**Assignee**

**Name:** NATIONAL ENTERTAINMENT COLLECTIBLES ASSOC., INC.

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** NEW JERSEY

**Address:** 603 SWEETLAND AVE.  
 HILLSIDE, NEW JERSEY 07205

**Name:** WIZKIDS/NECA, LLC

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** NEW JERSEY

**Address:** 300 SWEETLANDS AVE.  
 HILLSIDE, NEW JERSEY 07205

**Name:** MGIP, LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NEW JERSEY  
Where Organized:Address: 300 SWEETLANDS AVE.  
HILLSIDE, NEW JERSEY 07205Name: KIDROBOT, INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:Address: 300 SWEETLANDS AVE.  
HILLSIDE, NEW JERSEY 07205

## Correspondent

Correspondent Name: CORPORATION SERVICE COMPANY

Correspondent Address: 1090 VERMONT AVENUE NW, SUITE 430  
WASHINGTON, DC 20005

Domestic Representative - Not Found

## Assignment 7 of 7

Conveyance: INTELLECTUAL PROPERTY SECURITY AGREEMENT

Reel/Frame: 5596/0001

Pages: 33

Date Recorded: Aug. 07, 2015

Supporting Documents: assignment-tm-5596-0001.pdf

## Assignor

Name: WIZKIDS/NECA, LLC

Execution Date: Aug. 05, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NEW JERSEY  
Where Organized:

## Assignee

Name: KEYBANK NATIONAL ASSOCIATION

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country UNITED STATES  
Where Organized:Address: 127 PUBLIC SQUARE  
ATTN: INSTITUTIONAL BANKING  
CLEVELAND, OHIO 44114

## Correspondent

Correspondent Name: JAMES A. SCHNEIDER, ESQ.

Correspondent Address: 127 PUBLIC SQUARE  
3900 KEY CENTER  
CLEVELAND, OH 44114

Domestic Representative - Not Found

## Proceedings

## Summary

Number of 1  
Proceedings:

## Type of Proceeding: Opposition

Proceeding Number: 91224974

Filing Date: Nov 23, 2015

Status: Pending

Status Date: Nov 23, 2015

Interlocutory Attorney: ANDREW P BAXLEY

## Defendant

Name: TIII Ventures, L.L.C.

Correspondent Address: TARA M MADISON  
KEAN MILLER LLP  
400 CONVENTION STREET, SUITE 700, PO BOX 3513  
BATON ROUGE LA UNITED STATES , 70802Correspondent e- tara.madison@keanmiller.com , devin.ricci@keanmiller.com , tracey.langston@keanmiller.com , ipmailbox@keanmiller.com



mail:

## Associated marks

Mark	Application Status	Serial Number	Registration Number
FIZZKIDS	Opposition Pending	86414168	
<b>Plaintiff(s)</b>			

Name: Wizkids/NECA, LLC

Correspondent MICHAEL R FRISCIA

Address: MCCARTER & ENGLISH LLP  
 FOUR GATEWAY CENTER, 100 MULBERRY STREET  
 NEWARK NJ UNITED STATES, 07102-4056

Correspondent e-mail: [mfriscia@mccarter.com](mailto:mfriscia@mccarter.com), [crodrigue@mccarter.com](mailto:crodrigue@mccarter.com), [dpopovic@mccarter.com](mailto:dpopovic@mccarter.com), [kgarrone@mccarter.com](mailto:kgarrone@mccarter.com)

## Associated marks

Mark	Application Status	Serial Number	Registration Number
WIZKIDS	Renewed	76223153	2785361
WIZKIDS	Renewed	76439442	2758469
WIZKIDS SPRINGBOARD	Abandoned - No Statement Of Use Filed	86229060	

## Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 23, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 23, 2015	Jan 02, 2016
3	PENDING, INSTITUTED	Nov 23, 2015	
4	ANSWER	Jan 04, 2016	
5	STIPULATED PROTECTIVE ORDER	Feb 29, 2016	
6	STIP NOTED AND APPROVED	Mar 02, 2016	
7	P MOT FOR EXT W/ CONSENT	Oct 19, 2016	
8	EXTENSION OF TIME GRANTED	Oct 19, 2016	
9	P NOTICE OF RELIANCE	Dec 12, 2016	
10	P NOTICE OF RELIANCE	Dec 12, 2016	
11	Confidential Plaintiff's Supporting Evidents/Exhibits	Dec 12, 2016	
12	D PRETRIAL DISCLOSURES	Dec 27, 2016	
13	P TESTIMONY	Jan 26, 2017	
14	Confidential Testimony For Plaintiff	Jan 26, 2017	
15	D NOTICE OF RELIANCE	Feb 09, 2017	
16	Confidential Defendant's Notice of Reliance	Feb 09, 2017	
17	P MOT TO STRIKE NOTICE OF RELIANCE	Mar 09, 2017	
18	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 13, 2017	
19	D OPP/RESP TO MOTION	Mar 24, 2017	